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IN LAKE CHARLES, LA

AUG 31 2006

ROBERT H. SHERWELL, CLERK  
WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION

BRIDGEFIELD CASUALTY  
INSURANCE COMPANY

: DOCKET NO. 06-718

VS.

: JUDGE TRIMBLE

DR. FAYEZ SHAMIEH, ET AL

: MAGISTRATE JUDGE HILL

JUDGMENT

Pursuant to the Memorandum Ruling of this date,

**IT IS ORDERED, ADJUDGED AND DECREED** that the motion to abstain and dismiss (doc. #9) filed by defendants, Fayez K. Shamieh, MD, PMC, Surgicare Outpatient Center of Lake Charles, Inc. d/b/a Surgicare of Lake Charles, Frank W. Lopez, M.D., Lynn E. Foret, M.D. APMC, Advance Medical & Diagnostic Center, and Southwest Louisiana Hospital Association, d/b/a Lake Charles Memorial Hospital is hereby **DENIED**, and the motion to stay the instant suit pending a ruling in *Liberty Mutual Ins. Co. v. Gunderson, et al*, Civil Action No. 04-CV-2405 from the Fifth Circuit of Appeal is hereby **GRANTED**.

**THUS DONE AND SIGNED** in Chambers at Lake Charles, Louisiana, this 31<sup>st</sup> day of August, 2006.

  
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**JAMES T. TRIMBLE, JR.**  
**UNITED STATES DISTRICT JUDGE**